

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Dkt: GNEDENKO8

In re Application of:  
 Valeri G. GNEDENKO et al  
 Serial No. 10/584,911  
 IA Filing Date: December 6, 2004  
 For: MICROWAVE TRANSCEIVER UNIT FOR DETECTING  
 THE LEVEL OF WASTE IN A FURNACE

) Application Division  
 ) **ATTN: PCT**  
 ) Washington, D.C.  
 ) Confirmation No. 5627  
 ) Date: June 11, 2007  
 (Due: Sunday, June 10, 2007)

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office  
 Customer Service Window  
 Randolph Building, Mail Stop Missing Parts  
 401 Dulany Street  
 Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated April 10, 2007. Attached hereto are:

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT and priority information.  
 [XX] Application Data Sheet  
 [XX] Additional fees as calculated below:

[X] Search fee		\$400.00
[X] Examination fee		\$200.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)	RATE	
	X \$250.00	
Number of Claims Previously Paid For	Number of Extra Claims	Rate
37- 20 =	17	X \$ 50.00
7- 3 =	4	X \$200.00
Multiple Dependent Claims (if applicable)		+ \$360.00
<b>TOTAL OF ABOVE CALCULATIONS</b>		<b>\$2380.00</b>
Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.		<\$ >
<b>SUBTOTAL</b>		<b>\$2380.00</b>
Processing fee of \$130.00 for late furnishing of the English translation.		\$
<b>TOTAL NATIONAL FEE</b>		<b>\$2380.00</b>

- [ ] Surcharge for late filing of the Declaration was paid on \_\_\_\_\_  
 [ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity		
Response Filed Within		
[ ] First	-	\$ 60.00
[ ] Second	-	\$ 225.00
[ ] Third	-	\$ 510.00
[ ] Fourth	-	\$ 795.00
[ ] Fifth	-	\$1,080.00

month after time period set

Other Than Small Entity		
Response Filed Within		
[ ] First	-	\$ 120.00
[ ] Second	-	\$ 450.00
[ ] Third	-	\$1,020.00
[ ] Fourth	-	\$1,590.00
[ ] Fifth	-	\$2,160.00

month after time period set

- [XX] Total fees **enclosed: \$2380.00**  
 [XX] Submitted herewith is a Credit Card Authorization, authorizing payment the amount of \$2380.00 is enclosed to cover the above fees.  
 [XX] Conditional Petition for Extension of Time:  
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.  
 [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By:

Sheridan Neimark  
 Registration No. 20,520



## UNITED STATES PATENT AND TRADEMARK OFFICE

Luzz.

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/584,911	Valeri G Gnedenko	GNEDENKO8

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/IL04/01106

I.A. FILING DATE	PRIORITY DATE
12/06/2004	12/29/2003

1444  
 BROWDY AND NEIMARK, P.L.L.C.  
 624 NINTH STREET, NW  
 SUITE 300  
 WASHINGTON, DC 20001-5303

CONFIRMATION NO. 5627

371 FORMALITIES LETTER



\*OC000000023307563\*

Date Mailed: 04/10/2007

MSP = 10JTE2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/29/2006
- Copy of the International Search Report filed on 06/29/2006
- Copy of IPE Report filed on 06/29/2006
- Copy of Annexes to the IPER filed on 06/29/2006
- Information Disclosure Statements filed on 03/28/2007
- Request for Immediate Examination filed on 06/29/2006
- U.S. Basic National Fees filed on 06/29/2006
- Specification filed on 06/29/2006
- Claims filed on 06/29/2006
- Abstracts filed on 06/29/2006
- Drawings filed on 06/29/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$1650** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

# SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$2380** for a Large Entity:

- **\$130** Surcharge.
  - The application search fee has not been paid. Applicant must submit **\$400** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
  - The application examination fee has not been paid. Applicant must submit **\$200** to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- Total additional claim fee(s) for this application is \$ **1650**
  - **\$800** for 4 independent claims over 3.
  - **\$850** for 17 total claims over 20.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

06/13/2007 MKAYPAGH 00000091 10584911

01 FC:1642	400.00	OP
02 FC:1633	200.00	OP
03 FC:1617	130.00	OP
04 FC:1615	850.00	OP
05 FC:1614	800.00	OP

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/584,911	PCT/IL04/01106	GNEDENKO8